

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
John C. Harvey *et al.*

Application No.: 08/448,644

Filed: May 24, 1995

For: SIGNAL PROCESSING APPARATUS AND  
METHODS

Confirmation No.: 9898

Art Unit: 2467

Examiner: Michael J. Moore, Jr.

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to page 66 of the August 5, 2010 Notice of Allowance in the above captioned application, Applicants hereby submit the following Examiner interview summaries that are relevant to the allowance of this application.

**MAY 4, 2009**

The prosecution of this application, along with all but two of Applicants' copending application, was suspended for several years pending the outcome of the appeal of Application Serial Nos. 08/470,571 and 08/487,526 and the reexamination proceedings of seven related patents. Applicants inquired into the status of these applications in January, 2009, as the current six-month suspension period expired. Applicants requested that the suspension of these applications not be renewed. The Office, through Supervisory Examiner David L. Ometz indicated that the suspensions would not be renewed and that prosecution would recommence. Applicants wish to thank Examiner David L. Ometz for the courtesy of the interview held on

May 4, 2009 in which Applicants' representatives and the Examiners discussed an overall plan for examination of the remaining 110 applications which relate to this application and have a common chain of priority. Applicants were informed that the Patent and Trademark Office (PTO) was developing a plan to resume examination and that Applicants would be informed when the plan was in place.

### **JULY 22, 2009**

Applicants were informed in July, 2009, that a team of examiners had been assembled to examine Applicants' copending applications. Applicants appreciate the courtesies extended to Applicants' Representatives in a meeting held July 22, 2009, with the examination team. In attendance at the meeting were Thomas J. Scott, Jr. and Carl L. Benson, of Goodwin Procter and the PTO personnel identified on the attached list. Applicants' representatives made a presentation to the Examiners in attendance in accordance with the attached agenda and provided the materials attached hereto to the Examiners for their consideration and use in the further examination of this application and the other application related to this application as identified in Tab 2 of the materials provided to the Examiners in the meeting. Applicants' representatives agreed to respond to any telephone inquiries or to be present for personal interview at the PTO in any circumstance where the Examiner believed such an interview would advance the prosecution of this application.

### **MAY-JULY, 2010**

On May 14, 2010, the Examiner submitted a proposed amendment to Applicants. Applicants responded on July 2, 2010, with a proposed amendment partially in agreement with the Examiner's earlier proposed amendment. On July 12, 2010, the Examiner initiated a telephonic interview with Applicants to discuss unresolved independent claims 325 and 342. The Examiner and Applicants eventually came to an agreement on July 21, 2010 as to the allowable claims. These claims as agreed upon are entered by Examiner's amendment with the Notice of Allowance.

## **CONCLUSION**

Applicants appreciate the Examiner's time and consideration in this matter.

Dated: August 12, 2010

Respectfully submitted,

By /Thomas J. Scott, Jr./  
Thomas J. Scott, Jr.

Registration No.: 27,836  
GOODWIN PROCTER LLP  
901 New York Avenue, NW  
Washington, DC 20001  
(202) 346-4000  
Attorney for Applicants